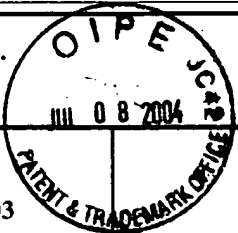


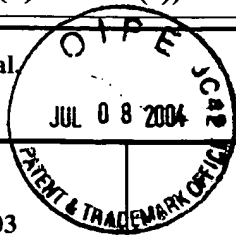
170

<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b> (Under 37 CFR 1.97(b) or 1.97(c))			Docket No. <b>16121</b>
In Re Application Of: <b>Yoshihiro Kawano, et al.</b>			
Serial No. <b>10/682,236</b>	Filing Date <b>October 9, 2003</b>	Examiner <b>Unassigned</b>	Group Art Unit <b>2878</b>
			
Title: <b>CONFOCAL MICROSCOPE</b>			
<p>Address to: <b>Commissioner for Patents</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b></p> <p><b>37 CFR 1.97(b)</b></p> <p>1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.</p> <p style="text-align: center;"><b>37 CFR 1.97(c)</b></p> <p>2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:</p> <p style="margin-left: 40px;"><input type="checkbox"/> the statement specified in 37 CFR 1.97(e);</p> <p style="text-align: center;"><b>OR</b></p> <p style="margin-left: 40px;"><input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).</p>			

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
16121

In Re Application: Yoshihiro Kawano, et al.



Serial No.  
10/682,236

Filing Date  
October 9, 2003

Examiner  
Unassigned

Group Art Unit  
2878

**CONFOCAL MICROSCOPE**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **19-101/3SSMP** as described below.
- ☐ Charge the amount of \_\_\_\_\_
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**Certificate of Transmission by Facsimile\***

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I certify that this document and fee is being deposited on 7/6/2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

\_\_\_\_\_  
Thomas Spinelli

\*This certificate may only be used if paying by deposit account.

\_\_\_\_\_  
Signature

Dated: July 6, 2004

Thomas Spinelli  
Registration No.: 39,533

Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
Garden City, NY 11530  
(516) 742-4343

cc:



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Yoshihiro Kawano, et al.

**Examiner:** Unassigned

**Serial No:** 10/682,236

**Art Unit:** 2878

**Filed:** October 9, 2003

**Docket:** 16121

**For:** CONFOCAL MICROSCOPE

**Dated:** July 6, 2004

**Conf. No.:** 1021

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

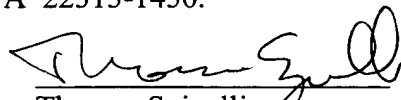
1. U.S. Patent No. 6,483,641, dated November 19, 2002, issued to MacAulay;
2. U.S. Patent No. 6,028,306, dated February 22, 2000, issued to Hayashi; and
3. U.S. Patent No. 6,128,077, dated October 3, 2000, issued to Jovin et al.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

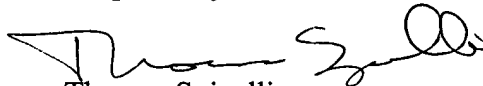
Dated: July 6, 2004

  
Thomas Spinelli

The references were cited in a Search Report dated April 13, 2004 received from the European Patent Office. The above-cited references are not being submitted herewith, as copies of U.S. patents are no longer required per the waiver of 37 C.F.R. § 1.98(a)(2)(i) in effect as of June 30, 2003. A copy of the Search Report is being submitted herewith. The relevance of the above-identified references has been described in the Search Report.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b), no statement or fee is required.

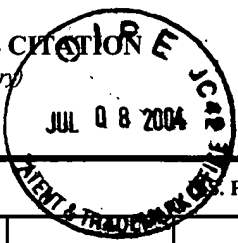
Respectfully submitted,

A handwritten signature in black ink, appearing to read "Thomas Spinelli", with a stylized flourish at the end.

Thomas Spinelli

Registration No.: 39,533

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TS:cm

<b>INFORMATION DISCLOSURE CITATION</b> <i>(Use several sheets if necessary)</i>				Docket Number (Optional) <b>16121</b>		Application Number <b>10/682,236</b>	
				Applicant(s) <b>Yoshihiro Kawano, et al.</b>			
				Filing Date <b>October 9, 2003</b>		Group Art Unit <b>2878</b>	
				<b>U.S. PATENT DOCUMENTS</b>			

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,483,641	11/19/2002	MacAulay			
		6,028,306	2/22/2000	Hayashi			
		6,128,077	10/3/2000	Jovin et al.			

FOREIGN PATENT DOCUMENTS								
REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation		
						YES	NO	

OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.